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6 IN THE UNITED STATES DISTRICT COURT FOR THE
7 EASTERN DISTRICT OF CALIFORNIA
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9 PAUL C. BOLIN) Case No. 1:99-cv-5279-LJO
10 Petitioner,)
11 vs.) DEATH PENALTY CASE
12 KEVIN CHAPPELL, as Acting Warden of San) ORDER GRANTING RESPONDENT'S
Quentin State Prison,) MOTION FOR RECONSIDERATION
13 Respondent.) RE: LIMITED EVIDENTIARY
14) HEARING

15 This matter is before the Court on the Motion for Reconsideration of Respondent Kevin
16 Chappell, as Acting Warden of San Quentin State Prison, as to the Court's April 27, 2012 Order
17 granting a limited evidentiary hearing on Claim C2 of the petition filed by Petitioner Paul C. Bolin.
18 Also before the Court is a Case Management Conference for Phase IV of the present litigation and
19 Bolin's proposed budget for Phase IV. The hearing on these issues originally was scheduled for
20 August 9, 2012, but continued to August 29, 2012 at 8:00 a.m.

21 The Court has considered the moving and opposing papers concerning reconsideration. In
22 response, the Court has amended the April 27, 2012 Order and files that amended order concurrently
23 herewith.

24 The Motion for Reconsideration is granted to the extent the April 27, 2012 Order is amended.
25 The result of the order is the same, that is, the Court affirms the granting of a limited evidentiary
26 hearing as to Claim C2 of the petition.

27 The August 29, 2012 hearing will remain on the Court's calendar for the Phase IV Case
28 Management Conference and confidential budget proceedings. Any supplemental statements the

1 parties may have regarding preparation for the evidentiary hearing should be filed no later than 4:00
2 p.m. on August 22, 2012.

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4 IT IS SO ORDERED
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6 DATE: August 20, 2012

7 _____/s/ Lawrence J. O'Neill
8 _____Lawrence J. O'Neill
9 United States District Judge
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*Kevin Chappell is substituted for his predecessor as Acting Warden of San Quentin State Prison

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